

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 BERNARDO MENDIA,

No. C 11-03785 CRB

12 Plaintiff,

ORDER DISMISSING CASE

13 v.

14 JACKSON ET AL,

15 Defendant.

16 _____ /
17 When Plaintiff failed to timely oppose Defendants' Motion to Dismiss (dkt. 11), the
18 Court ordered him to show cause by Monday, November 28, 2011 why this case should not
19 be dismissed for failure to prosecute, per Federal Rule of Civil Procedure 41(b), see dkt. 15.
20 Plaintiff failed to respond by that date, nor has he responded since that date. Accordingly,
21 Plaintiff's case is DISMISSED.

22 Although Plaintiff has also failed to timely oppose Defendants' Motion to have him
23 declared a vexatious litigant (dkt. 12), the Court will not grant that Motion at this time.
24 Instead, the Motion will be heard on January 13, 2011, as scheduled.

25 **IT IS SO ORDERED.**

26
27 Dated: December 20, 2011


28
CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE